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PATENT
ATTORNEY DOCKET: 46970-5207

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	Confirmation No.: 6045
Yoshimi TOMITA)	
)	Group Art Unit: 2627
Application No.: 10/690,506)	
)	Examiner: Ali Neyzari
Filed: October 23, 2003)	
)	
For: REPRODUCTION-ONLY RECORDING)	
MEDIUM)	

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Window, Mail Stop Issue Fee
Alexandria, VA 22314

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER C.F.R. § 1.97(d)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(d), Applicant brings to the attention of the Examiner the document listed on the attached PTO Form 1449. This Information Disclosure Statement (IDS) is being filed after the events recited in § 1.97(c) but before the payment of the issue fee for the above-identified application. Under the provisions of 37 C.F.R. § 1.97(d), a fee of \$180.00, as specified by § 1.17(p) is due for filing this IDS.

Each item of information contained in this IDS was first cited in a Japanese Office Action dated October 26, 2006 in a counterpart foreign application. Hence, to the best of the undersigned's knowledge and recollection, each item of information contained in this IDS was first cited in any communication from a foreign patent office in a counterpart foreign application

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not more than three months prior to the filing of this IDS. A copy of the Japanese Office Action dated October 26, 2006 is enclosed for the Examiner's consideration.

A foreign document listed on the attached PTO Form 1449 is attached. An English-language translation of the foreign document is also attached for the Examiner's consideration. While the Japanese Office Action also cites to Japanese document 2002-008269, this document is not listed on the attached PTO Form 1449 because it was previously cited in an IDS in this application on April 29, 2004.

Applicant respectfully requests that the Examiner consider the listed document and evidence that consideration by making appropriate notations on the attached PTO Form 1449.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed document is material or constitute "Prior Art". If it should be determined that the listed document does not constitute "Prior Art" under the United States law, Applicant reserves the right to present to the Office the relevant facts and law regarding the appropriate status of such document.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed document, should the document be applied against the claims of the present application.

EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. § 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-0573.

This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENIONS OF TIME** in accordance with 37 C.F.R. § 1.13(a)(3).

Respectfully submitted,

DRINKER, BIDDLE & REATH LLP

Dated: January 18, 2007

By:

A handwritten signature in black ink, appearing to read "Paul A. Fournier", written over a horizontal line.

Paul A. Fournier

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